1887-056 Chancery Causes: Hiram C. Weirman vs. Admrs of John Shoemaker &c
Lee Co.

Colson, McCracken, Wiermar, Shumaker, Miller 1 Plat

CA-Debt
T-Property

To the Honorable Judge of the County Court of Lee County.

The Bill of Complaint of Hiram C. Wiman of the County of Lee filed on behalf of himself and the other Creditors of John Shumaker deceased would respectfully represent that the Said John Shumaker decd. previous to his death executed to Your Orator his bond for $18.50 dated February 11th 1859 and payable two years days after date which now amounts to over $30.50 and which is herewith filed marked A. and made a part of this bill and the Said John Shumaker decd also owed Your Orator at the time of his death an account herewith filed and marked B and made a part of this bill the balance of which after giving all Just Credits is $6.85 with interest thereon Since Dec. 1st. 1859. Your Orator alleges that the amounts of Said bond and account were due Your Orator at the death of the Said John Shumaker and never has been paid by his administrators Sinced his death. Your Orator alleges that James B. Colson and Elisabeth Shoemaker, his widow, were appointed administrators of Said John Shumaker deceased on the 18th day of June 1860 in the County Court of Lee County who thereupon gave bond as admrs in the penalty of $400.00 with Richard Crabtree Ewing Litterell Henry Colson as their Securities the Said Ewing Litterell has Since departed this life. But notwithstanding the long lapse of time since they the Said James B. Colson and Elisabeth Shoemaker have been appointed administrators they never yet have paid Your Orator the above bond and account but have hitherto failed and refused So to do. Your orator further alleges that according to the last settlement the Said administrators made with a Commissioner in Chancery in Said County as admrs on the 16th day of October 1868, a Copy of which is herewith filed and made a part of this bill there appeared to be in their hands unaccounted for the Sum of $113.04 principal and interest. But Your orator alleges that this Sum is not Sufficient to pay the debts against the estate Your orator of his own knowledge knows of debts against the estate amounting to much more than the amount in the administrators' hands unaccounted for And hence your orator alleges that it will become necessary to Subject the decedents lands to the payment of the debts against his estate. Your Orator further alleges that decedent owned at his death a tract of land of 51 acres more or less on Indian Creek about 29 miles west of Jonesville

and which is valued at $4.00 per acre but your orator is of the opinion that the said land is worth much more than $4.00 per acre, and at his death he left a widow the Said Elisabeth Shoemaker one of the administrators of his estate and who is entitled to Dower in said land and two Sons to wit Jacob Shoemaker and Thomas Shoemaker all of whom are nonresidents of this State who have any interest in the said land and the said John Shoemaker decd. had also a Daughter Sarah McCracken who had two children who are minors to wit McCracken & McCracken and who are entitled to one third of the land after the payment of Debts and who are also Nonresidents of the State

Now the object of this bill is to convene the Several Creditors of the estate of John Shumaker deceased and to have a Settlement of the administration account of Said estate and an application of the personal assetts if any to the payment of the debts and liabilities of Said estate and if necessary to administer the real estate of the said decedent and subject the Same to the payment of the debts and liabilities against the estate.

And Your orator being without an adequate remedy at law in the premises and being intitled to full relief in equity his prayer therefore is that the said James B. Colton and Elisabeth Shoemaker admrs. of the estate of John Shoemaker decd, and Jacob Shoemaker & Thomas Shoemaker & the unknown heirs of Sarah McCracken decd. be made the parties defendant to this bill and that they be required to answer the Same upon their oaths, and that an order of publication be made against the Said Elisabeth Shoemaker administrator of the estate of John Shoemaker deceasid and Jacob Shoemaker and Thomas Shoemaker and the Unknown heirs of Sarah McCraken deceased and also the Said Elisabeth Shoemaker as widow of John Shoemaker deceased, and that they be required to make a full discovery of the personal assetts of the estate and Settle their administration account with the Same and that they be especially required to account for the Said Sum of $113.04 principal and interest to be accounted for as appears by their Settlement with Said Commissioner B. W. Morgan as admrs. on the 6th day of October 1868 and that all the Creditors of the Said John Shumakers estate be required to come in and prove their Claims and that upon a final hearing Your honor will decree Your orator the amount of his Claim and the Costs of this Suit, and that the Said real estate or So much thereof as may be found necessary be decreed for Sale having regard to the dower interest therein and that Your honor will grant to Your orator Such other and further General and Special relief as may be consistant with equity and justice and best suited to his Case and Competent for a Court of equity to afford.

May the Commonwealths writ of Spa. issue directed &c.

Miller
for Complainant

and that a Guardian ad litem be appointed to appear and answer and defend for the Said McCracken and McCraken the infant Defen

J. B. W. & P. 1

Clk. $ 1.50
+ 1.00
S. 3.00
Cor. & S. 3.00
Pr. 3.00
+ +
$35.57
Comr. 9.50
$75.07

1871 Sept. Trs. cont'd.
" Dec. & Dec. "
1872 Jany. Feb. March Cont'd.
" April Decree & Cont'd
" May June July Aug. Cont'd
" Sept. Oct. Nov. Dec. Cont'd
1873 Jany. Feb. March April Cont'd
" May June July Cont'd
" Aug. 1st Transferred
" Sept. Cont'd
1874 March Sept. Cont'd
1875 Nov. Aug. & Nov Cont'd
1876 March & Nov Cont'd
1877 May Decree & Cont'd
1877 Aug. & Nov. Cont'd
1878 Cont'd
1879. Cont'd this year.
1880. Cont'd this year.
1881. Nov. Cont'd
Herman $60.00
" Aug. Cont'd
1882 Continued this year
1883 Nov. & August Cont'd
Nov. Revived & Continued
1884. Cont'd 1885 Cont'd
1886 Nov. Cont'd Aug.
Decree & Cont'd
" Nov. Decree & Cont'd
1887 Nov Decree final
O.B. 14 fol. 6 Oct
fol 67

En.

Hiram C. Herman

vs. Creditor's Bill in Eq

John Shumaker's admrs. and heirs.

Bond and accept'c enclosed.

1870. May. Bill filed & cont'd.

June. Issued on J. B. Colson and Decree Nisi to obtain and cause debtors to Defts Shumaker

July. D. Nisi Confirmed as to Co. & Cause set for hearing as to Defts Herman & Sept Cont'd

Oct. Continued

Nov. O. Pub. as to non. residents

Dec. cont'd for O. Pub.

" " " "

~~O. Pub. not filed &c.~~

~~Proc. issued & returned~~

~~& cause set for hearing~~

" Feb. O. Pub. complied with as to Colson Def'ts & Decree Nisi as to them & Absolute as to Defts Shumaker

" March Decree Nisi as to Herman Confirmed, and injunction ap[illegible] Decree & Cause set for hearing [illegible]

" March Term. Decree & cont'd

" April 21 May Continued

" June. Decree & cont'd.

" July [illegible]

Additional Costs. $ 8.07
" 1.50
Comr Fields. 1.50
" for Deed 2.50
Comrs $13.57

J. B. West $ 0.12
Co Ct. Clk. 16.04
A. 15.00
S. 2.00
C. & S. 8.00
Pr. 8.00
Comr. 9.50
~~Comr Fields 1.50~~
" for Deed 2.50
$ 60.16
Clk cir ct to Nov 1876 3.31

To the Honorable Henry J. Morgan Judge of
of the County Court of Lee, County -
The answer of the two infant and unknown
heirs of Sarah McCracken, deceased to a bill
filed in this Honorable, by Hiram C. Wiseman
and against these defendants it als by A. L. Pridemore
their guardian ad litem -
Respondent saving to himself for the benefit
of his words, all just and proper exceptions
to said bill for answer thereto says that
he can not gainsay the allegations of the
pltffs bill, but he requires upon the
part of his words strict proof in re-
lation thereto, that has his words
(they being non residents could not) informed
him of any defense material to be made
But your respondent, claims for his
words that if the rents and profits of
said land will in five years pay
said claims against their ancestors estate
in five years then the said land can-
not be sold but must be rented -
His said words being of tender years
he throws them upon this Honorable
Court for protection, and prays that
right to be strictly guarded, and having
now answered all that he deems ma-
terial he prays hence to be dismissed
with his reasonable costs

A. L. Pridemore
Guardian ad litem

Lee County Court, Clerks office, the 23rd day of February 1871.
A. L. Pridemore personally appeared before me, and made oath
that the facts set forth in the foregoing Answer, so far as they defendan

A. L. Prideaux
Guardian ad litem

ads } Answer

Hiram C. Freeman

Filed ~~At April Rules~~ 1871.

James W. Orr Clk.

Fee $5.00

His own knowledge are true, and as to all statements on information and belief he believes them to be true.

James W. Orr. Clerk

H. C. Harman pltff
vs
J. Shoemaker Admr &c Defts } In Chan

This cause came on
this day to be heard upon the pa-
pers formerly read in said cause
and the report of Comr. Pennington
and was argued by counsel, on
consideration of which it appear-
ing to the court that said report
was filed six sufficient time be-
and thirty days no exceptions filed to the same
from the term of this court, it is
ordered, adjudged and decreed
that the said report be confirmed
and that the said Comr. do file
in said report be delivered up
to said Pridemore, and it is fur-
ther ordered and decreed that the
said Pridemore pay the said
Comr. $5.00 as a fee as Comr.
~~when said deed is be deliver-~~
~~ed up to said Pridemore~~. And
this cause is stricken from
the Docket.

H. C. Hinman

vs

Decree Final

J. Shoemaker Admrx &c.

Entered Jd page 14

Entire this

March 30/87

H. S. K. M.

J. C. Heirman Pltff
vs
John Shoemaker, Admr &c. } Bv Chan

This cause came on this day to be heard again upon the papers formerly read in this cause and it appearing to this court that David Miller who was heretofore appointed a Spl. Comr. to make a deed to the purchaser or his assignee of a tract of 11 3/4 acres of land described in Comr. Ors report be removed and that E. H. Pennington be appointed in his stead to make said deed to George Pridemore and that said Pennington be allowed the sum of $5.00 for that purpose to be paid by said E. H. Nash Pridemore, and he will report his action to a future term of this court, and this cause is continued

S. C. Herman

vs

Jacob Shoemaker and John Shoemaker

Entered 5 63

J. Alsbach

Answer this

Nov. 24/00

J. A. K.

Hiram C. Herman Pltff

vs.

John Shoemaker Adam's & Heirs Defts } In Chan.

This cause came on again to be heard upon the papers formerly read in this cause and the report of Comr. Hon. H. Orr, and was argued by counsel, on consideration of which it is ordered, adjudged and decreed that said report be confirmed and approved, as it was filed for more than ten days before this term of the court, and J. W. Pennington who is appointed a special commissioner for this purpose will take and state the account of fees, and this cause is continued.

H. C. Sherman

vs. Decree

John Shoemaker et als

Entered page

539

Entered this
In Ord. A
aug 26th 1886

Hyrom C. Wierman Plff.

against

John Shoemakers admr. & Tenn Dfts. } order

It being Suggested that the Plaintiff has departed this life Since this Suit was brought on motion it is ordered that the Suit be revived in the name of C. E. Nash his admr. and the Cause is Continued:

Hiram C. Norman

vs. } Order

John Shoemaker's
Admr. & Heirs

Entered Page 363.
J. A. L. Hyatt
Clk

Ent'd
J. A. K.
Dec. 3/83

Hiram C. Wierman Plff.
against
John Shoemaker's admrs & heirs Defts } Decree

This Cause Came on this day to be again heard upon the papers formerly read in the Cause and the report of Robert E. Crockett Moses Ball and J. C. Thomas Commissioners heretofore appointed to lay off and assign Elizabeth Shoemaker the widow of John Shoemaker her Dower and also the report of Robert E. Crockett who ~~was~~ appointed to lay off Said Dower and to lay off to George H. Hoskins 22 3/4 acres and 20 poles of Said land and to lay off to William Hoskins the purchaser 22 1/2 acres and 28 poles Sold to him by Commissioner David Miller and to lay off to Williams Hoskins the balance of the land or a Sufficiency thereof, at $3.05 per acre to pay the additional all Claims and Costs ~~against~~ allowed against the Said land and also the report of Comr David Miller filed on the 17th day of March 1877 and all the Said reports having been filed more than ten ~~days~~ before this term of the Court and no exceptions having been filed thereto they are all approved and confirmed except that the Said William Hoskins is not to have any more than the 22 1/2 acres and 28 poles of land first purchased by him and the Court hereby further orders adjudges and decrees that William A. Orr who is hereby appointed a Special Commissioner for that purpose will Sell the 11 3/4 acres and 12 poles balance of the Said land and the reversion in the Dower, or so much thereof as will be necessary to pay the balance of the debts and Costs decreed and allowed against the Said land upon the Same time and Terms and at the Same place

as the other land was Sold and the Said David Miller the former Commissioner is hereby directed to Collect and pay out to the proper persons the proceeds of the former Sale and when the purchase money and interest thereon is fully paid by Said William Haskins the Said David Miller will execute acknowledge and deliver to the purcher Wm. Haskins a Deed of Conveyance for the land heretofore Sold him and Said Comrs. will report to this Court at next term, but before acting in this decree Comr. Miller will execute a bond as required by Law in the penalty of $200.00

Hiram C. Pierman
vs
Sarah Ann Pierman's Creditors Sale.
Upon Examination Report & Sale
Entered Order Book
Page 611 & 612.
James Mon. Clk.

Exam-
D. & K
Dec 31/77

W- 29½ - 30 - 35 - 45 - 0
M. 29 - 30 - 31 - 32 - 33 - 34 - 37 - 38 - 39 - 40 - 41
W- 41. 5⁶ - 42.½ - 45½ - 45 - 46½ - 47½ - 50 - 51½
M 42. c., 43 - 44 - 46 - 47 - 48 - 51, 52, 53, 55,
M. 56, 57, 59.
W. 55½, 56½, 58, 60.

W. 26 - 29.

Hirem C. Mirman
against
John Shoemakers Admrs & heirs } Decree in Chy.

This Cause Came on this day again to be heard upon the papers formerly read in the Cause and the Supplemental report of Samuel Field Comr. and the report of Sale of Comr. David Miller and it appearing to the Court that both these reports have been filed in the Clerks office for more than 30 days before this Term of the Court and no exceptions having been filed to either of them they are both hereby Confirmed on Consideration of which It is adjudged ordered and decreed that the additional Claim of $6.00 principal and $4.46 interest due William Province and the additional Claim of Ewing Boles' Judgment for $6.00 principal and $1.00 interest and $1.20 costs are allowed and It is further ordered adjudged and decreed that if William Hoskins the purchaser of part of the land as sold by Comr. Miller if he desires to do so may extend his bid at $3.05 per acre So as to take land enough Sufficient to pay the additional Claims interest and Cost, and the additional expenses of laying off the same provided he executes additional bonds with Security Sufficient on the Time and terms of the other bonds heretofore executed by him. And it is further hereby ordered adjudged and decreed that Elliot Crockett is directed and appointed for the purpose to lay off the land for the purchaser William Hoskins off of the Northeastern end of the tract and that Elliot Crockett Moses S. Ball and Joseph C. Thomas are hereby appointed Commissioners to assign Dower to the widow Elisabeth Shoemaker. and that they report to a future Term of this Court. And the Cause is Continued

Hirom C. Wiman

vs. Decree

John Shoemakers
admrs. & heirs

Entered Order Book page 23 & 24.

James W Orr. Clerk.

Enter this Decree

H. J. Morgan

April 24/72

Hiram C. Wiman Complainant.
against
John Shoemakers admrs. & heirs Defts.
} Decree in Chy

This Cause Came on again to be heard upon the papers formerly read in the Cause and was argued by Counsel and it having been suggested to the Court that there are Some additional claims against said estate that had not been presented to the comr. at the time of making his report of outstanding debts and that the Admrs. are entitled to Some additional Credits that have not been allowed them, it is therefore adjudged ordered and decreed that the report be recommitted to Samuel Field a Special Comr. who made said report with instructions to allow any additional Claims and credits that may be proved and that he make a Suplemental report to the next term of this Court to which time this Cause is Continued

Hiram C. Pierman

vs. } Decree

John Shoemakers
Admrs & Heirs

Entered Order Book page
349.

James W Orr. Clk.

Enter this Decree
H. J. Morgan
Aug 25th 1871

Hiram C. Wiseman
against
John Shoemakers Admrs. & Heirs } Decree in Chancery

This Cause came on this day to be heard upon the bill and exhibits filed in this Cause and the answer of the infant Defendants by Auburn L. Pridemore their Guardian ad litem and was argued by Counsel and it appearing to the Court that process had been duly Served on the resident defendants more than two months before this term of the Court, and that an order of publication had been regularly made posted and published against the nonresident defendants and that the time required by law had elapsed since the publication of said order and that this Cause has been regularly matured at rules and set for hearing, and the adult Defendants having still failed to appear and answer the Complts. Bill, it is therefore taken for Confessed as to them; On Consideration of which it is adjudged ordered and decreed that Samuel Field is hereby appointed a Special Commissioner to take State & Settle an additional account in this Cause, to ascertain what is now in the Admrs.' hands unaccounted for, and that he convene the Creditors of said estate and ascertain the amount of unpaid Claims against the Deceedents estate, and if the deceedents real estate or any part thereof will have to be taken to pay the deceedents debts, and if so whether or not the rents and profits will pay the debts in five years with the assets in the hands of the administrators and that he report the Same to a future term of this Court together with any other facts he may deem pertinent to the cause

Hiram C. Wierman

vs. } Decree.

John Shoemakers
Admrs. & heirs

Enter this Decree
H. J. Morgan
March 28th 1871

Entered O.B. f 217.
John B. West D.C.

Virginia

At a Court of quarter-Sessions continued & held for Lee County, at the Court-House thereof, on Thursday, the 22nd day of June 1871.

Hiram C. Weirman ..... Complainant

v.

John Shoemaker's admrs & Heirs ..... Defendants

In Chancery.

This cause came on again further to be heard upon the papers formerly read in the cause, and the report and exhibits therewith of Samuel Field - a Commissioner appointed by a former decree to take an account in this cause, and was argued by Counsel; and it appearing to the Court, that the said Commissioner's Report and the account taken by him and exhibits filed therewith, had been filed in the County Court Clerk's Office for more than 10 days before this term of the Court, and no Exceptions having been filed thereto, the said report and account are hereby confirmed. On consideration of all which, it is adjudged ordered, and decreed that James B. Colson, and Elizabeth Shoemaker - administrators of the estate of John Shoemaker deceased - pay to the Plaintiff and other creditors mentioned in the said account and report ratably the sum of $117.43 with interest thereon from the 12th day of May 1871 till paid, after first paying out of the same the costs of this suit which they - the plff and creditors - recover against them - the admrs on account of the balance remaining in the hands of said admrs unaccounted for on the said 12th day of May 1871, and the Clerk of this Court is hereby directed to issue an execution against them for the same; and it is further ordered, adjudged, and decreed that David Miller be and is hereby appointed a special Commissioner, whose duty it shall be to sell the real estate of John Shoemaker deceased, in the Bill mentioned or so much thereof as may be necessary to satisfy the balance of the outstanding claims against said John Shoemaker's estate not hereby decreed to be paid by administrators, on a credit of one, two, and three years, at public outcry, to the highest bidder, after

advertising the time, place, and terms of sale for four weeks, at the front door of the Court-House of Lee County and at two or more public places in said County, requiring the expenses of sale in Cash, and bonds and good security for the purchase money, payable to himself as Commissioner in three annual payments, with interest from date; and he is required to report his proceedings to a future term of this Court, to which this cause is continued.

A copy—

Teste- John B. West, D. Clerk

William C. Wiseman
vs.
Copy of decree at June Term 1871.
John Shoemaker's Heirs and others.

Virginia

At a Court of quarter. Sessions continued & held for Lee County, at the Court. House thereof, on Thursday, June 22d. 1871.

Hiram C. Weirman ..... Plaintiff } In Chancery.

vs.

John Shumaker's admrs & Heirs ..... Defendant }

xxxxxx On consideration of all which, it is adjudged, ordered, and decreed that James B. Colson and Elizabeth Shumaker, administrators of the estate of John Shumaker decd. pay to the plaintiff and other creditors mentioned in the said account and report, ratably, the sum of $117.43, with interest thereon from the 12th day of May 1871 till paid, after first paying out of the same, the costs of this suit, which they the plff and creditors recover against them - the admrs on account of the ballance remaining in the hand of said admrs, unaccounted for on the 12th day of May 1871, and the Clerk of this Court is hereby directed to issue an execution against them for the same; and it is further ordered, adjudged, and decreed that David Miller be and he is hereby appointed a Special Commissioner, whose duty it shall be to sell the real estate of John Shoemaker decd, in the Bill mentioned, or so much thereof as may be necessary to satisfy the ballance of the outstanding claims against said John Shumaker's estate not hereby decreed to be paid by his administrators on a credit of one, two, and three years, at public outcry, to the highest bidder, after advertising the time, place, and terms of sale for four weeks, at the front door of the Court House of Lee County, and at two or more public places in said County, requiring the expenses of sale in cash, and bond and good security for the purchase money, payable to himself as Commissioner in three annual payments, with interest from date; and he is required to report his proceedings to a future term of this Court, to which this cause is continued. A copy. Teste- John B. West. D. clerk

appoint Elliot Crockett Moses S. Ball and Joseph C. Thomas Commissioners to lay off widows dower ~~=~~ 23 Acres Land Sold aug. 21st 1871 to William Hopkins at $3.05 per acre my Commission paid in Cash the land to be laid off on the Northeastern part of the tract

Miriam C. Heirman

vs. } Copy of Part of Decree

John Shumaker's Admr & Heirs

For David Butler Esq
Special Comr.

274

Virginia At a Court of quarter-sessions continued & held for Lee County, at the Court-House, on Monday, March 27th 1871.

Hiram C. Hairman ..... Plaintiff
vs. } In Chancery.
John Shumaker's admrs & Heirs ..... Defendants

xxxxxx On consideration of which, it is adjudged, ordered, and decreed that Samuel Field is hereby appointed a Special Commissioner to take, state, and settle an additional account in this cause, to ascertain what is now in the admr's hands unaccounted for, and that he convene the creditors of said Estate and ascertain the amount of unpaid claims against the decedents' estate, and if the decedents' real estate or any part thereof, will have to be taken to pay the decedents' debts; and if so, whether or not, the rents and profits will pay the debts in five years with the assets in the hands of the administrators, and that he report the same to a future term of this Court, together with any other facts he may deem pertinent to the cause.

A copy. Teste- John B. West. D. Clk.

Hiram C. Weiman

vs. } copy of part of Decree of court.

John Shumaker's admrs.

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copy handed D. Sam'l. Fields - special Comr. - April 10th 1871.

J. B. West. D. Clk

Hiram C. Weirman & the other creditors of John Shoemaker decd ..... Plffs.

vs.

James B. Colson and Elizabeth Shoemaker - Admrs of John Shoemaker decd - and Elizabeth Shoemaker in her own right and Thomas Shoemaker and Jacob Shoemaker, and the unknown heirs of Sarah McCracken decd (formerly Sarah Shoemaker) and the unknown heirs of John Shoemaker decd Defts.

In Chancery.

Lee County Court, Clerk's Office, the 2nd day of Oct. 1870. This day David Miller personally appeared before me, in my office, and made oath that the said Elizabeth Shoemaker, Jacob Shoemaker, Thomas Shoemaker, the unknown heirs of Sarah McCracken decd, and the unknown heirs of John Shoemaker decd are non-residents of the Commonwealth of Virginia

John B. West, Clk

Hiram C. Merriman et
others

vs. affidavit of non-
residence

Jas. B. Colson & others

To the honorable Henry J. Morgan Judge of the County Court of Lee County Virginia:

Pursuant to a decree of the County Court of Lee County made and entered at the June term thereof 1871 in the Cause in Chancery of Hiram C. Fielman against John Shoemakers admrs & heirs the undersigned who was appointed a Special Comr. by Said decree to Sell So much of the land of John Shoemaker deceased in the bill mentioned as would be necessary to Satisfy the balance of the outstanding Claims against his estate not decreed against his administrators has performed that duty and begs leave to report that in accordance with the Said decree he advertised the time terms and place of Sale by posting notices of the Same on the front door of Lee Courthouse and at two other public places in Said County and on the 21st day of August 1871 at the front door of Lee Courthouse he proceeded to Sell So much of the tract as would be necessary to pay the outstanding debts against the land to be laid off on the northeastern part of the tract to the highest bidder on a Credit of one two and three in three equal annual installments bearing interest from date and William Hoskins bid the Sum of $3.05 per acre which being the highest bid he became the purchaser and paid the expenses of Sale in cash and executed his bonds with J. M. Wheeler as Security for three payments for $23.14 each payable respectively in one two and three years with interest from date.

Your Commissioner will here State that Since Said Sale was made the Commissioner Samuel Field who took an account and made a report in this Cause filed a Supplemental account and report pursuant to a decree of Your Court by which he increases the Creditors Claims by an addition of $12.00 principal and $6.66 interest and Costs up to May the 12th 1871 And Your Commissioner Suggests the propriety of allowing the purchaser to extend

his bid at $3.05 per acre so as to take land sufficient to amount to the whole outstanding Claims for which the land is bound and your Commissioner further suggests that a Competent Surveyor be directed to lay off the quantity of land off of the northeastern part of the tract and at the same time to assign Dower to the widow Elizabeth Shoemaker deceased. David Miller Comr.

Abram C. Merriman
Comr Report
Vs.
of Sale &c
John Shoemaker & heirs
Filed March 4th 1872.
James M Orr Clk.

Shoemaker John est. Chas. &c. Straw - Adams Twp. Clk. attorney first on notice from Clk. of Co. Court.

Late - Jones Hughes.

Hirem C. Merman Complainant
against
John Shoemakers Admrs. & heirs Defendants
} Decree in Chy

This Cause Came on again further to be heard upon the papers formerly read in this Cause and the report and exhibits therewith of Samuel Field a Commissioner appointed by a former decree to take an account in this Cause and was argued by Counsel and it appearing to the Court that the said Commissioners report and the account taken by him and exhibits filed therewith had been filed in the County Court Clerks office for more than 10 days before this term of the Court and no exceptions having been filed there to the said report and account are hereby confirmed On Consideration of all which it is adjudged ordered and decreed that ~~the said~~ James B. Colton and Elizabeth Shoemaker administrators of the estate of John Shoemaker deceased pay to the plaintiff and other Creditors mentioned in the said account and report ratably the Sum of $117.43 with interest thereon from the 12th day of May 1871 till paid after first paying out of the same the Costs of this Suit which they recover against them, the Admrs. of the Pltf Creditors on account of the balance remaining in the hands of said Admrs. unaccounted for on the said 12th day of May 1871 and the Clerk of this Court is hereby directed to issue an execution against them for the same And it is further ordered adjudged and decreed that David Miller be and is hereby appointed a Special Commissioner whose duty it shall be to sell the real estate of John Shoemaker deceased in the bill mentioned or so much thereof as may be necessary to satisfy the balance of the outstanding Claims against said John Shoemakers estate not hereby decreed to be paid by his Administrators on a Credit of one two and three years at public outcry to the highest

bidder after advertising the time place and terms of Sale for four weeks at the Front door of the Court house of Lee County and at two or more public places in said County requiring the expenses of Sale in Cash and bonds and good security for the purchase money payable to himself as Commissioner in three annual payments with Interest from date and he is required to report his proceedings to a future term of this Court to which this Cause is Continued,

Alfonso C. Bernard
Atty. for Petitioner

Filed for record this 21st day of April 1871 and Sale approved
W. W. Shoemaker
Clerk & Master

Entered of Rec. Page 174-5
W. B. Peet, D.C.

Enter this Decree
Hugh McGregor
June 22 1871

Hiram C. Wierman Plff.
against
John Shoemaker's admrs & heirs } Comrs report

To the Honorable John A. Kelly Judge of the Circuit Court of Lee County:

The County Court of Lee County having heretofore ordered a Sale of Some land in the above Styled Cause which Sale was made by Myself as Commissioner and William Hoskins being the purchaser at $3.05 per acre and afterwards the Said Court allowed other Claims against Said estate and decreed that the Said William Hoskins if he Chose to do So might extend his bid at $3.05 per acres So as to take land enough to pay all the Claims allowed against the Said estate but the Said William Hoskins has failed and refused to take any more land at that price and from the Commissioners report filed in this Cause there Still appears to be 11 3/4 acres and 12 poles of land yet unsold and which ought to be Sold and the proceeds of the Sale applied to the payment of the balance of the Claims and the balance of the Costs.

Respectfully Submitted &c.
David Miller
Commissioner.

Hiram C. Wiseman

vs. } Comr. Miller's Report

John Shoemakers Admrs. & heirs

Filed Nov 17th 1877.

James W Orr Clk.

Hiram C. Wierman Plff.
against
John Shoemaks admrs. & heirs Defts
} Comrs. Report.

To the Honorable John A. Kelly Judge of the Circuit Court of Lee County:

Pursuant to a Decree entered in the above Styled Cause by the Circuit Court of Lee County at the Spring Term thereof in 1877 after advertising pursuant to said decree I proceeded on the 4th day of February 1878 at the front door of Lee Courthouse that being County Court day to Sell at public auction to the highest bidder the balance of the land in the bill mentionad and decreed to be Sold and the Plaintiff Hiram C. Wierman bid the Same off at the price of $60.00 he being the highest bidder and he paid me $3.00 for my Commission in Cash but did not pay me any other Costs and he being plaintiff and bound for the Costs I did not deem it very material. He then executed to me as Comr. his obligation for the residue $57.00 bearing date February 4th 1878 the date of the Sale and bearing interest from date with as his Security which obligation is due and payable in three Annual payments.

Respectfully Submitted
Wm A. Orr Comr.

&c. March 4th 1878.

Hiram C. Sherman

vs. Wm. A. Orr's Comrs. Report of Sale

John Shoemaker's admrs & heirs

Filed Dec 18th 1878.

Jas N Orr Clerk.

Trimmer
vs In Chancery.
J. Shoumakerstars

To the Honorable W. S. K. Morison,
Judge of the circuit court of Ku Co. T. H.

The undersigned who was appointed to make a deed of the land in the bill of said cause to George Pridmore begs leave to report that he has, in pursuance to said Court's appointment, made and executed said deed to said Pridmore. All of which is here filed and humbly submitted to your Honor. this Feb 15-th 1887

E. W. Rennington
Comm.

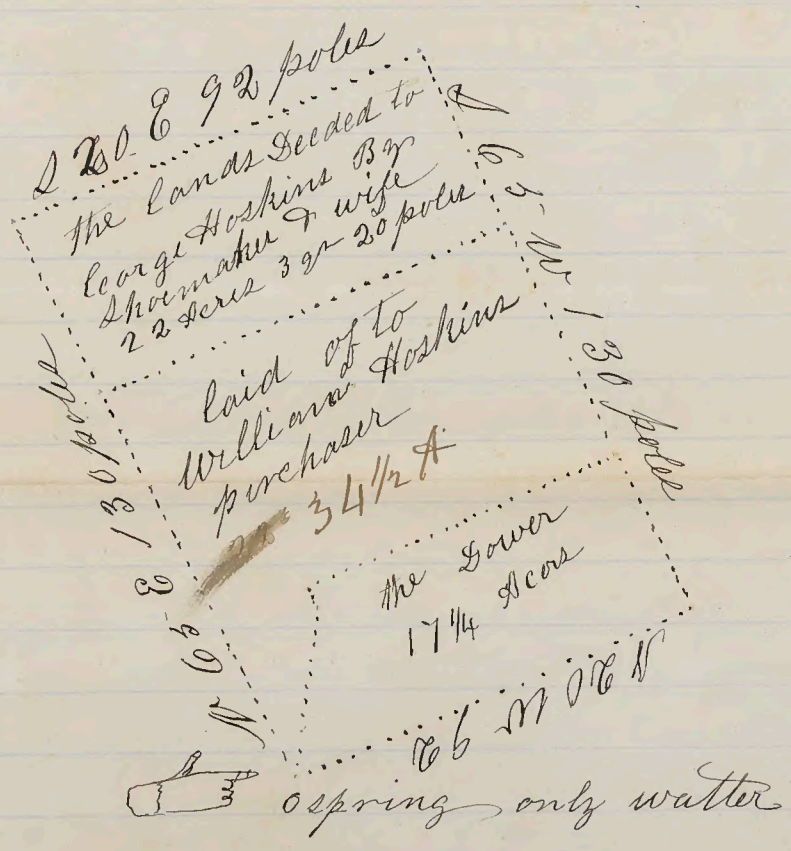
Steiman

vs Report of Comr. Penning

Shoemaker et als

Filed March 15th 1882

J. Als Hyatt cc


S 20 E 92 poles
the Lands Deeded to
George Hoskins By
Shoemaker & wife
22 Acres 3 qr 20 poles
laid off to
William Hoskins
purchaser
34 1/2 A
N 69 E 130 poles
the Dower
17 1/4 Acres
N 20 W 92
spring only water

John Shumaker's widows
Assignment of Dower &c

Filed January 19th 1874.
James H Dorsey Clk.

Hiram C. Wierman for &c.

vs.

Comrs. Report
of Survey & assign
ment of Dower

John Shumakers admrs.
& heirs & others

Jany 19th 1874.

James B. Colton and Elizabeth Shoemaker appointed Administrators of the estate of John Shoemaker decd with Richard Crabtree Enoch Litterell & Henry Colton as their Security in the penalty of $400. at the June term of the County Court 1860

H. C. Wiemar

vs. } Memorandum

John Shumaker's
Oamrs.

150
6
900
3
27.00
180
177
6.01
183.01
105
78.
5.00

Ord 67

September the 1st 1828

We R. E Crockett Moses Ball and J C Thomas being appointed at the April Term of the County Court of Lee County in the year 1828 Commissioners to lay off and assign Dower to the Widow of John Shumaker deceased. have this day proceeded to lay off and assign said Dower as follows. after the Commissioner R E Crockett had laid off 22¾ to George Hoskins & wife which was deeded to them by the said Shumaker & wife. The Boundaries of said Dower as follows. Beginning at a White Oak the beginning corner of said land thence S 20 E 92 Poles to a Pine & Hickory at a Road thence S 65 E 24 Poles to a bunch of Dogwoods thence N 20 W 72 to two small Black Oaks thence S 65 W 4 Poles to a small Black Oak thence N 80 W 25 Poles to the Beginning containing 17½ acres.

R E Crockett
Moses Ball Comm
J C Thomas

R E Crockett being appointed at the same Term of said Court Commissioner to to lay off first 22¾ acres and twenty poles of said lands to Geo H Hoskins which was deeded to him by Shumaker and wife off of the E end of the said tract

2nd laid off the Dower as above described

3. laid off William Hoskins 22½ acres & 28 Poles which was purchased by him at Sale at $3.05 per Acre

4th To lay off William Hoskins enough more of Said land at $3,00 per acre to Satisfy a claim of $1866 and all costs ... and after the Said was laid off and the land Laid off as directed the Commissioner finding that there was only 11¾ acs 12 Poles left to Satisfy the said claim of $18,16 and all costs Laid that off to William Hoskins with the Said which is Bounded as follows

Beginning at a White oak beginning corner of Said lands thence N65 E 92 Poles to George H Hoskinses Corner thence S20 E 92 Poles with Said line to George H Hoskinses corner thence S 65 W 50 Poles to Corner of Melons Sarver Dogwood and Sourwood thence with lines of the same N20 W 72 Poles to two Small Black Oaks thence S65 W 4 Poles to a Small Black Oak thence N80 W 24 Poles to the Beginning Containing 34½ acres

R E Crockett

Com cost
R E Crockett $5,00
W H Sees Ball 3 00
J C Thomas 3 00

Report

To the Honorable Henry L. Morgan Judge of the County Court of Lee County in Chancery Setting.

Pursuant to a decree at a Court of Quarter sessions held for Lee County on Monday 27th day of March 1871 in the case of Abram M. Wiseman against John Shumaker Admr and Others agreeably to the said order, and upon the principles of said decree, that is to say to take state and settle an additional account, which was accordingly done by reference to a former settlement of P. H. Morgan Commissioner dated Oct 6th 1868, there appears the principle sum of $179.79 and $33.25 of interest unaccounted for upon which settlement your Commissioner setting the administrators account as herein filed marked as an exhibit (A) reference thereunto had will more fully appear which statement will show what is now in the administrators hands unaccounted for.

The next principle of said decree is, that, the said Commissioner ascertain the creditors of said estate and ascertain the amount of unpaid claims against the decedents estate which was done on the 10th day of April 1871 your Commissioner posted a notice in the Court House door of said County and one in the vicinity of the lands of the defendants in the Lower end of the County reference had to a copy of said notice marked (B) will more fully appear

the result of which there were no accounts or claims filed against said estate before your Commissioner, except the following which was filed at the time of the Qust in 61 this sum due H. L. Rineman on O/C for $8.85¢ and $4.02¢ interest to this Sum due H. L. Rineman by note for $18.58¢ and interest thereon amounting to $13.58¢, to this Sum due Jas. H. S. Sunison on Judgment at Law for $52.00 and interest thereon amounting to $35.36¢ and $7.82¢ for costs, reference had to Creditors account filed marked (A) which may fully appear which shows the second principle of said decree— Sum total of Creditors claims including the costs amounts to $137.95¢ by reference to said administrators account your Honor will see, that the sum in the Administrators hands unaccounted for up to May 12th 1871 amounts to $117.43¢ which is insufficient to pay the demands against said estate,

The next principle of said decree is, if the deceased real estate or any part thereof will have to be sold to pay the deceased debts upon the evidence of H. L. Rineman and Thos. D. Burns, the rents and profits of said land would not realize more than $50.00 per year from the condition that the land is in at present, at that sum for 5 years with the assets in the hands of the administrators would not be sufficient to pay the debts of said deceased and the costs of said suit,

It is well to remark that the said land is subject to the Widows dower,

As reported in the Administration accounts, there should be a decree and execution issued against the said Administrators for the sum unaccounted for with interest,

There was no other matter laid before your Commissioner pertinent to the case,

All of which is respectfully submitted

Saml. Field Special Commissioner

Same Fee $8.00

May 12th 1871—

Adm. C. T. Thompson Admrs

vs Report (No 1)

John Shoemaker Admrs &c

Filed June 8th 1871.

James W Orr, Clerk.

Comr fee $8.00

Jas. B. Colvin & Elizabeth Shoemaker Administrators of the Estate of John Shoemaker Dec'd.

In account with the Heirs and Distributees of said Estate

| 1871 | | | Cents | Dollars | Dollars |
|---|---|---|---|---|---|
| May | 12th | To this sum of principal unaccounted | | | |
| " | " | for Oct 6th 1868 as per statement of B. McGagan Commissioner | | | $79.79 |
| " | " | " this sum of interest unaccounted | | | |
| " | " | for same date | | 33. 25 | |
| " | " | " interest on principal sum of $79.79 | | | |
| " | " | from Oct 6th 1868 to May 12th 1871 | | 12. 36 | |
| " | " | Contra | | | |
| " | " | By 10 per cent commission on $79.79 | | | |
| " | " | allowed Administrators | $7. 97 | | |
| | | Jas. B. Colvin & Elizabeth Shoemaker Administrators of John Shoemaker Dec'd | | | |
| " | " | To the Heirs & Distributees &c | | | |
| " | " | To this sum of principal duly paid | | | |
| " | " | Oct 6th 1868 | $79.79 | | |
| " | " | Com'n Commission allowed Admrs | 7. 97 | 45. 61 | |
| " | " | Balance of principal due | $71. 82 | | |
| " | " | Balance of interest due May 12th 1871 | 45. 61 | | |
| " | " | Balance of principal and interest due | $117. 43 | | |
| " | " | May 12th 1871 | | | |

1871 Supplemental Credits Circuit Court Lewis County

| | | | | | |
|---|---|---|---|---|---|
| May | 12th | By this sum paid H. L. Morgan — | | | |
| Nov | 1 | Sheriff's bill for 1860 . . . . . | $3. | 20 | |
| " | " | | | | |
| " | " | By this sum paid Henry L. Morgan | | | |
| " | 2 | Sheriff's bill for 1868 . . . . . | 1. | 90 | |
| " | " | | | | |
| " | " | By this sum paid H. B. Manly Sup | | | |
| " | 3 | Court for 1870 . . . . . | | 20 | |

Supplemental Report

To the Honorable Henry L. Morgan Judge of the County Court of Lewis County in Chancery Sitting.

Pursuant to a supplemental order decreed at a County Court of quarter sessions in Friday the 25th day of August 1871 upon suggestion of counsel, it was ordered and decreed, that the said Commissioner perform a supplemental report and allow any additional credits pertaining to him, which was accordingly done by reference to vouchers 1 & 2 & 3 — to by this sum paid H. L. Morgan Sheriff's bill for 1860 — $3.20 — to by this sum paid H. L. Morgan Sheriff's bill for 1868 — $1.90 — to by this sum paid H. B. Manly Sup Court Tickets for 1870 — $.20 — sum total of $5.30 sum total credits amount $13.27 deducting from principal sum $79.79 leaving a balance unaccounted for of $66.52 and $45.61 interest sum total of said by administrator $112.13 as of May 12th 1871

All of which is respectfully submitting.

Sam'l Field Sp. Com'r

Filed Sept 18th 1871 Jas W Orr Clerk.

Report

To the Honorable Henry L. Morgan Judge of the County Court of Lewis County in Chancery Sitting

Your Commissioner by a decree of this Honorable Court of the date of March 25th 1871 in the case of H. L. Freeman as John Shoemaker Adms, agreeably to the principle of said decree as to taking an additional accounts, did on the 12th day of May 1871 proceed to state, settle and adjust the accounts as shown and set forth in the foregoing settlement.

It will appear by reference to the same that there was in the hands of the Adms of the date of Oct 6th 1868 the date of last settlement by B. M. Morgan a Com of this Court the principle sum of $79.79 and $33.25 interest unaccounted for, upon which sum of $79.79 charging interest up to May 12th 1871 amounting to $12.36 I also allowing the Administrators 10 per cent Commission on $79.79 amounting to $7.97 which being deducted from the principle sum owing leave the principle sum of $71.82 and $45.61 of interest unaccounted for May 12th 1871 sum total $117.43 on which there should be a decree and execution issued against the Administrators for the same with interest.

All of which is respectfully submitting

Sam'l Field Special Com'r

Elizabeth Shoemaker et al

Admrs of John Shoemaker dec'd

vs

Report

Settlement & No 2

by David Mellick Comr.

Filed June 6th 1871.

James W Overlock.

Ex (X)

James B. Colton & Elizabeth Shoemaker Admrs. of the Estate of John Shoemaker deceased

To the heirs and distributees of Said estate Dr.

Debits

To amt of Sale Bill Sold august 4th 1860 due Aug. 4th 1861 97.32

Credits

| | | | |
|---|---|---|---|
| 1 | By amt paid on B. M. Elys note due December 24th 1858 | | 7.00 |
| | Interest in Same to Aug. 4th 1861 | 1.05 | |
| 2 | Paid S. G. Shoemakers account aug 4/1860 | | 8.65 |
| 3 | " T. J. Brown Sheriffs Taxes | | .29 |
| | " 10 pr. cent Comm. on $15.94 their disbursements | | 1.59 |
| | " Total amount principal disbursements in- | | |
| | " cluding Commission | | 17.53 |
| | Deducting principal Credits from Charges | | |
| | leaves unaccounted for | | $79.79 |
| | Add for interest on $79.79 from Aug 4th 1861 to October 6th 1868 | 34.30 | |
| | Deducting interest from this Sum | | |
| | leaves unaccounted | 33.25 | 33.25 |
| | Principal and interest unaccounted for Oct 6th 1868 | | 113.04 |

Virginia Lee County Court Clerks office March 20th 1871
The above is a true Copy of the Settlement made by the Administrators of the estate of John Shoemaker decd.

James W Orr. Clerk of County Court

Hiram C. Wierman

vs. Copy of Settlement.

John Shoemakers Anns. & others

(Ex )

Fee 30 cts

Virginia

At a Court of quarter-Sessions continued & held for Lee County, at the Court-House thereof, on Friday, the 25th day of August 1871.

Miriam C. Weirman — Plaintiff
against
John Shumaker's Admrs & Heirs — Defendants
} In Chancery.

This cause came on again to be heard upon the papers formerly read in the cause, and was argued by Counsel; and it having been suggested to the Court that there are some additional claims against said estate that had not been presented to the Commissioner at the time of making his report of outstanding debts, and that the administrators are entitled to some additional credits and have not been allowed them, It is therefore adjudged, ordered, and decreed that the report be recommitted to Samuel Field - a special Commissioner who made said report, with instructions to allow any additional claims and credits that may be proved, and that he make a Supplemental report to the next term of this Court, to which time this cause is continued.

A copy - Teste - John B. West, D. Clk.

Dr. Samuel Field

Special Comm. &c.

66.82
45.16.1
112.13

11.19
13.27
66.52

James B. Colson & E. Shomaker Admr. of J. Shoemaker dec'd

1860 To the Clerk of Lee County Dr.

June Ent order of admr. preparing bond, ent. & copying order of appraisement $1.00, Tax 1.00 2.00

Nov. Recording appraisement bill 20 order of record 20 40

Copying Same 20. Recording Sale Bill 20. order of record 20 60

Copying Same on Sale bill, 20 20

$3.20

H. S. Morgan Clerk

J. Shomaker's
admr's
3.20

Act

151

To be paid
by D B. Coulson

James B. Colson admr. & Elizabeth Shoemaker admrx. of Jno. Shoemaker

1868.

Dec. Term

To the Clerk of See County Court Dr

To Filing Settlement & Report of your account order of record

copying same on Settlement, Recording Settlement &c. 1.90

Henry J. Morgan Clk

Colonel Shoemaker

1.90

(Vol 2)

John Shoemaker's Est

To Rose Hill Township Dr

To land Tax 1870 .20

Rec'd payment

H. G. Morley Collector

Shamakers
John Est
21

Vouchers filed from

1 to 3—

Supplementary

Cr

7 4

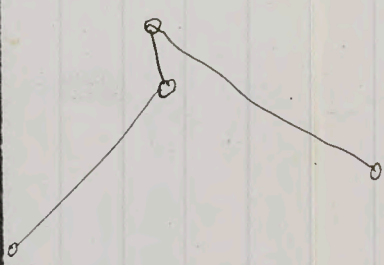
22 3/4 acres to George Hopkins

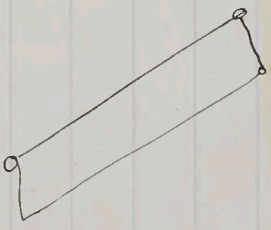
5 1 1/4

2.26) 65 (28

452

198





assessed $3.00 per acre

11743

137.05-
35.57
172.62
117.43
55.19
2.60
57.79

# Notice

Hiram C. Wiseman, Plff

vs

John Shumaker Admr &c of Wm Deft

In Chancy

As special commissioner in the above case I shall proceed to take, state and settle an additional account in this cause, to ascertain what is now in the administrators hands unaccounted for, and I shall further examine the credits of said estate, and ascertain the amount of unpaid claims against the decedents estate at my office in Lawrenceburg on the 10th day of May 1871 at which time and place all persons having claims or demands against said estate are required to be there and then with the evidences of such claims and demands and all persons feeling an interest in the subject matter of this proceeding are required to attend

April 10th 1871

Samuel F. Field Special Commissioner

Postig on Count Items
dan 10" of April 1871

E A

Creditors Claims
filed
vs
Shoemakers Estate

Ef (A. B. C)

$ 18.50 ~~100~~

Two days after date I promise to pay *HIRAM C. WIERMAN*

Eighteen dollars 50 cents, for value received of him. Witness my hand and

Seal this 11 day of ~~June~~ 11 1869

Witness

Samuel Reins John his Shumaker [SEAL.]

mark

16.50
4.85
21.35

John Shumake
Note
$16.50
4 Bu "
Jones
Wheat
Coming

1859 John Shumaker Dr
To H C. Wurman

| | | | |
|---|---|---|---|
| Octr | To 4 Bu Wheat Issued for Seed | | $4.00 |
| April 11 | To 18 ~~lbs~~ Salt at 2½ ~~lbs~~ Salt | | .45 |
| May 11 | To ½ Pints Nth | | .20 |
| " 22 | To 1 Plug Tobacco 40 Cts | | .40 |
| " 23 | To ½ Gallon Nth 50 Cts | | .50 |
| | | | $5.55 |
| Dec 1 | To Cherry Planks for Coffin | | 3.00 |
| " | To Poplar Planks for Case | | 1.50 |
| | | | $10.05 |
| | Cr By Fodder 200 Bunds | $2.20 | 3.20 |
| | Cr By Irish Potatoes 2 Bu at 50 Cts | 1.00 | $6.85 |
| | Cr By one hundred Bunds Fodder | 3.20 1.00 | 1.00 |
| | | | $5.85 |

H. C. Wurman

Lee County } This day personally appeared before me the
Virginia } undersigned justice of the peace for said
County and made oath that the above acct is just and
true given under my hand this 4th of August 1860

Robert M Ely J.P.

Virginia Lee County to wit:
William Penence a witness in behalf of Hiram C.
Wineman personally appeared before the undersigned
and made oath in due form of law that the enclosed
account with the credits attached thereto against the Estate
of John Shumaker is just and to the best of his knowledge
and belief.

Given under my hands this 27th day of April
1870.

Samuel Stiely Comm'r in Chy

John Shumake
Estate Jo Hole
Warrant $5.85
$5.85

B.

Ex (A)

Virginia

At a court of quarter sessions continued and held for Lee County at the Court house thereof, on Thursday the 21st day of November 1867.

James H S Morrison Plff } In Assumpsit
against
James B Colson Admr of John Shumaker Deft }

This day came the plaintiff, by his attorney, and on his motion, It is Ordered that the writ of Enquiery awarded at the rules be now executed and neither party requiring the intervention of a jury, the case is therefore submitted to the court for its decision, and the evidence adduced by the plaintiff being heard, the court doth consider that the plaintiff recover against the defendant $52.00 damages for the non performance of the promises and assumptions in the declaration mentioned, with legal interest thereon from the 1st day of January 1860 till paid, and the costs of this suit.

C. 3.82
A. 2.50
S. .50
J. .50
D. .50
$7.82

A copy

Teste- James H Orr, Clk.

James H. S. Morrison

vs Copy of Judgment

James B Colson Admrs

Ex (C)

Fee for copy .20 cts

Exp. D. C

Indian accounts

Supplemental

1859 John T. Shoemaker Dr To Wm Provines

To Making Chimney Coffin & Case of Poplar $6.00

Lee County } This day personally appeared William Provines
Do } before Me the undersigned justice of the Peace
for said County and made Oath that the above acct is just
and true given under my hand this 4th August 1860

Robert A. Elder J.P.

Virginia Lee County to wit:

Hiram S. Wiseman a witness in behalf of William Provines personally appeared before the undersigned a commission in Chancery for the County of Lee and made oath that the above account is just and true and that

Given under my hand this 27th day April 1870.

Samuel Stiles Comm in Ch

Respondemos
95
Exhibit

Lee COUNTY, TO WIT:—To James. H Snelling Constable of said County:

**I hereby command you to Summon** James. B. Colson administrator of John Shumaker
if to be found in your district, to appear at James B Colson residence in the said County
on the 17 th day of August 186 7, before me or such other Justice of the said County as may
then be there to try this warrant, to answer the complaint of Ewing Balls
upon a claim for money not exceeding fifty dollars, exclusive of interest, to wit,
for the sum of $6.00 due by account and then and there make return
of this warrant. Given under my hand, this 17 th day of August 186 7.

M. S. Ball J. P.

Ewing Balls [In debt.] on 17 th day of August 186 7,
James. B Colson vs. administrator of John Shumaker at James B. Colson residence

JUDGMENT that the Plaintiff recover of the Defendant $6.00, with interest from the
17 th day of August 1867, till paid, and $1.20 for his costs.

M. S. Ball J. P.

Lee County To wit

To James. H Snelling constable of said County I command you in the neame of the commonwealth of virginia that of the goods and chattles of John Shumaker deceasd in the hand of James B. Colson administrator of John. Shumaker deceasd To be administered you cause to be made in your ~~hand~~ your district the sum of $6.00 dollars with interest there ~~on~~ from the 17 th day of August 1867 till paid which Ewing Balls recoverd before me me by a warrant against the said James B. Colson administrator of the said John Shumaker deceasd and also $1.20 cost which were adjudged to the said John Shumake for his cost in prosecuting his said warnt given under my hand this 25 th day of August 1867.

M. S. Ball. J. P

Elvina Baker
vs Warnt

James B. Colson
Admin's Colvard of
John Shumaker
deceased August
17th 1867

Jams. F. Snelling
Atty.

Ex(C)

Las. B. Colson & Elizabeth Shoemaker Administrators of the Estate of John Shoemaker Dec'd

In account with the Creditors of said Estate.

| 1871 | | | Interest | | Principal | |
|---|---|---|---|---|---|---|
| May | 12" | To this sum due A. C. Freeman, on | | | | |
| " | " | account bearing date Dec'r 1st 1859 | | | $5. | 85 |
| Ex | (A) | Interest on same from Dec'r 1st 1859 to | | | | |
| " | " | May 12" 1871 | 4. | 02 | | |
| " | " | | | | | |
| " | " | To this sum due by Act A. C. Freeman | | | | |
| " | " | bearing date 11" July 1859 at two days | | | | |
| Ex | (B) | after date for | | | 18. | 50 |
| " | " | Interest on same from 13" July 1859 to | | | | |
| " | " | May 12" 1871 | 13. | 50 | | |
| " | " | | | | | |
| " | " | To this sum due on Judgment at Law | | | | |
| " | " | Las. A. S. Morrison vs Las. B. Colson Adm'r | | | | |
| " | " | of John Shoemaker for $52.00 with legal | | | | |
| Ex | (C) | interest thereon from the 1st day of January | | | | |
| " | " | 1860. | | | | |
| " | " | Principal sum due 1st Jany 1860 | | | 52. | 00 |
| " | " | " Costs | | | 7. | 82 |
| " | " | Interest on $52.00 from 1st Jany 1860 to | | | | |
| " | " | May 12" 1871 | 35. | 36 | 84 | 17 |
| | | | $52. | 88 | | |

| | |
|---|---|
| To this sum of principal | $84.17 |
| " this sum of interest | 52.88 |
| | $137.05 |

1871 Supplemental Report — Lulu Circuit

| | | | | | |
|---|---|---|---|---|---|
| May | 12th | To this sum due Williams Parsons on account bearing date 1859 for | | | $6.00 |
| " | " | interest on same from 1859 to May 12th 1871 | $4. | 46 | |
| " | " | To this sum due Ewing Bates Judgment | | | |
| " | " | at Law. bearing date 17th August 1867 for | | | 6.00 |
| " | " | interest on same from 17th August 1867 to | | | |
| " | " | May 12th 1871 | $1. | 00 | |
| " | " | Cals | | | 1.20 |

Supplemental Report

To the Honorable Henry L. Morgan Judge of the County Court of Lee County in Chancery sitting

Pursuant to a supplement order decreed at a Court of quarter session in Friday the 25th day of August 1871 upon suggestion of the Counsel it was ordered and decreed that the said Commissioner file a supplemental report and add thereto the claims pertaining to him which was according done by reference to supplemental account the following claims have been allowed, to this sum due Wm Parsons on account bearing date 1859 for $6.00 and interest due thereon to May 12th 1871. of $4.46 to this sum due Ewing Bates Judgment at Law bearing date Augt 17th 1867 for $6.00 and interest thereon to May 12th 1871 to $1.00 and $1.20 cts principle sum due Credition of $9.73 and interest amounting to $5.84 - totaling principle and interest to $15.31.

All of which is respectfully submitted

Sam'l Fields Special Comr.

Com Fee $1.50

The foregoing Supplemental report was filed Sept 18th 1871

Jesse H Orr Clerk.

Hiram C. Freemans
vs
Creditors of
John Shoemakers Admrs

Filed June 5th 1871.
James W Orr Clk.

8X(11)

Virginia At Rules held in the Clerk's Office of the County Court of Lee County, on Monday, November 17th 1870.

Hiram C. Weirman & others ..... Plffs
against
James B. Colson & others ..... Defts
} In Chancery.

The object of this suit is to convene the creditors & marshal the assets of the estate of John Shoemaker Decd, and to have a settlement of the administration account of said estate, and if necessary to sell the real estate of said Decedent or so much there of as may be necessary to pay the debts of the estate.

And it appearing from evidence filed in the cause that Elizabeth Shoemaker, Jacob Shoemaker, Thomas Shoemaker, the unknown heirs of Sarah M^c^Cracken, and the unknown heirs of John Shoemaker Decd are non residents of the Commonwealth of Virginia, they are, therefore, ordered to appear here within one month after due publication of this order, and do what is necessary to protect their interest in this suit.

Teste. John B. West, Clerk

A copy. Teste. John B. West, Clk

I certify that on Monday Nov. 21st 1870, that being Court day, I posted at the door of the Court House of Lee County a copy of the above order. John B. West Clk

Hiram C. Weirman & others

vs. Order of Publication

Jas. B. Colson & others.

Ch. d. 67

# The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY---GREETING:

WE COMMAND YOU TO SUMMON James B. Colson and Elisabeth Shoemaker administrators of the estate of John Shoemaker decd and Elisabeth Shoemaker in her own right and Thomas Shoemaker and Jacob Shoemaker and the Unknown heirs of Sarah M C Cracken, ~~decd~~ and the unknown heirs of John Shoemaker deceased

to appear before the Judge of our County Court for Lee County, at the Court-House, in the Clerk's Office, at Rules to be holden for the said Court, on the First Monday in November 1870 next, to answer a bill in Chancery, exhibited in our said Court, against them by Hiram C. Wiseman

And have then there this writ. Witness, JOHN B. WEST, Clerk of our said Court, at the Court-House this 27th day of October 1870, in the 95th year of the Commonwealth.

James W. Ow. D. Clerk.

Hiram C. Merman

vs. } Summons in Chy.

James B. Colson &
Elizabeth Shoemakers
Admrs &c. & others

Not executed none
of the parties except James
B. Colson Admr. &c. live
in the Commonwealth.

J. Miley D.S. for
Wm. W. Sage S.L.C.

# The Commonwealth of Virginia.

TO THE SHERIFF OF LEE COUNTY---GREETING:

WE COMMAND YOU TO SUMMON James B. Colson and Elisabeth Shoemaker admrs of the estate of John Shoemaker deceased

to appear before the Judge of our County Court for Lee County, at the Court-House, in the Clerk's Office, at Rules to be holden for said Court, on the 1st Monday in October next, to answer a bill in Chancery, exhibited in our said Court, against them by Hiram C. Wiseman

And have then there this writ. Witness, JOHN B. WEST, Clerk of our said Court, at the Court-House, this 20th day of August 1870, in the 94th year of the Commonwealth.

John B. West Clerk.

A copy
Teste. John B. West, clk

[illegible]

Hiram C. Wiseman

vs. Summons

John Shoemaker's
Administrators

October Rules 1870

not found in this
Commonwealth

James Miley D. & for
Pl. W. Gagel & Co

Ad. 67

# The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY---GREETING:

WE COMMAND YOU TO SUMMON James B. Colton and Elisabeth Shoemaker Admrs. of the estate of John Shoemaker deceased

to appear before the Judge of our County Court for Lee County, at the Court-House, in the Clerk's Office, at Rules to be holden for the said Court, on the 1st Monday in October next, to answer a bill in Chancery, exhibited in our said Court, against them by Hiram C. Wiseman

And have then there this writ. Witness, JOHN B. WEST, Clerk of our said Court, at the Court-House this 20th day of August 1870, in the 94th year of the Commonwealth.

Teste - John B. West Clerk.

**The Commonwealth of Virginia,**

TO THE SHERIFF OF LEE COUNTY — GREETING:

WE COMMAND YOU TO SUMMON James B Colson, and Elizabeth Shoemaker Admrs of the estate of John Shoemaker deceased. and Elisabeth Shoemaker widow of John Shoimaker deceased and Jacob Shoemaker and Thomas Shoemaker and Mc Cracken and Mc Cracken the unknown Heirs of Sarah Mc Cracken dec'd. and Heir of John Shoemaker dec'd

to appear before the ~~Justices~~ Judges of our County Court for Lee county, at the Court House, in the Clerk's Office, at Rules to be holden for the said court, on the 1st Monday in ~~June~~ June next, to answer a bill in chancery, exhibited in our said court, against them by Hiram C Wiseman

And have then there this writ. Witness, JOHN B. WEST, ~~Deputy for SYLVESTER E.~~ THOMPSON, Clerk of our said Court, at the Court House, this ~~4th~~ 4 day of ~~May August~~ May 1860, in the 84th year of the Commonwealth.

Clerk.

A copy John B West

Teste John B West. clerk.

# The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY—GREETING:

WE COMMAND YOU TO SUMMON James B Colour and Elizabeth Shoemaker Admrs of the Estate of John Shoemaker Deceased.

to appear before the ~~Justices~~ Judge of our County Court for Lee county, at the Court House, in the Clerk's Office, at Rules to be holden for the said court, on the 1st Monday in June next, to answer a bill in chancery, exhibited in our said court, against them by Hiram C Wiseman

And have then there this writ. Witness, JOHN B, WEST, ~~Deputy for SYLVESTER E. THOMPSON~~, Clerk of our said Court, at the Court House, this 4th day of May 1870, in the 94th year of the Commonwealth,

John B West Clerk.

In

Hiram C Wiemman

vs } Spa Chy.

Jas B Colson et al admrs &c

June Rules 1870

Executed on James B. Colson by delivering to him a true copy of the within - Elizabeth Shumaker not found in my bailiwick

James Miller U. S.

Ad 67.

# The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY---GREETING:

WE COMMAND YOU TO SUMMON again James B Colson and Elizabeth Shumaker Admrs. of the Estate of John Shumaker Deceased.

to appear before the Judge of our County Court for Lee County, at the Court-House, in the Clerk's Office, at Rules to be holden for said Court, on the first Monday in December next, to answer a bill in Chancery, exhibited in our said court against them by Hiram L Wiseman

And have then there this writ. Witness, JOHN B. WEST, Clerk of our said Court, at the Court-House, this 15th day of October 1870, in the 95th year of the Commonwealth.

James W Orr D. Clerk.

A copy

Teste- James W Orr. D. Clerk.

# The Commonwealth of Virginia.

TO THE SHERIFF OF LEE COUNTY---GREETING:

WE COMMAND YOU TO SUMMON again James B Colson and Elizabeth Shumaker Admrs of the Estate of John Shumaker Deceased.

to appear before the Judge of our County Court for Lee County, at the Court-House, in the Clerk's Office, at Rules to be holden for said Court, on the first Monday in December next, to answer a bill in Chancery, exhibited in our said Court, against them by Hiram C Wiseman.

And have then there this writ. Witness, JOHN B. WEST, Clerk of our said Court, at the Court-House, this 15th day of October 1870, in the 95th year of the Commonwealth.

James W. Ox. D. Clerk.

6 1/1

Hiram L Wiernan

Alias

vs Spa in Adm

James B Colson et al
Admrs &c

December Rules 1870.

Not to issue offic

Ind 67

VIRGINIA:

WASHINGTON COUNTY, TO WIT:

I do hereby certify that the annexed Notice has been published *four weeks successively*, ending December 16 1870, in the "ABINGDON VIRGINIAN," a newspaper published in the town of Abingdon, Va. Given under my hand this 12th day of January, 1871.

Geo. N. Barr,
Jr. Ed. "Virginian".

VIRGINIA:—At Rules held in the Clerk's office of the County Court of Lee county, on Monday, November 7th, 1870:

Hiram C. Weirman and others, Plfs,
AGAINST
James B. Colson and others, Defts.
IN CHANCERY.

The object of this suit is to convene the creditors and marshal the assets of the estate of John Shoemaker, dec'd, and to have a settlement of the administration account of said estate, and if necessary to sell the real estate of said decedent, or so much thereof as may be necessary to pay the debts of the estate: And it appearing from evidence filed in the cause, that Elizabeth Shoemaker, Jacob Shoemaker, Thomas Shoemaker, the unknown heirs of Sarah McCracken, and the unknown heirs of John Shoemaker, dec'd, are non-residents of the Commonwealth of Virginia, they are therefore ordered to appear here within one month after due publication of this order, and do what is necessary to protect their interest in this suit.

Teste,
JOHN B. WEST, Clk.

A Copy:—Teste,
JOHN B. WEST, Clk.

Nov. 25, 1870.—4w.